



UNITED STATES MARINE CORPS
MARINE CORPS NATIONAL CAPITAL REGION COMMAND
3000 MARINE CORPS PENTAGON
WASHINGTON, DC 20350-3000

IN REPLY REFER TO:
5720
B 013/12-0105
12 Oct 12

Mr. Jason Smathers
MuckRock News
Dept MR 1622
PO Box 55819
Boston, MA 02205-5819

Dear Mr. Smathers,

This letter is in response to your Freedom of Information Act (FOIA) request of 31 July 2012, which was referred to this office by the Headquarters Marine Corps FOIA and received on 19 September 2012, and assigned file number MCCDC-2012-0105. Your request seeks the most recent draft or final copy of the IDD Operational Handbook.

The enclosed documents are provided in response to your request.

Upon review of the enclosure, we determined that portions of the information are exempt from disclosure pursuant to 5 U.S.C. § 552(b)(5), 5 U.S.C. § 552(b)(7)(E), 5 U.S.C. § 552(b)(7)(F). Exemption 5 U.S.C. § 552(b)(5) exempts from disclosure "pre-decisional documents" as well as the integrity of the decisional process, and seeks to "prevent injury to the quality of agency decisions" by: (1) encouraging open, frank discussions on matters of policy between subordinates and superiors; (2) protect against premature disclosure of proposed policies before they are finally adopted; and (3) protect against public confusion that might result from disclosure of reasons and rationales that were not in fact ultimately the grounds for an agency's action. As such, these documents have been determined to be exempt from release under the provisions of the Freedom of Information Act (FOIA).

We also determined certain information contained within the responsive documents were exempt from release pursuant to 5 U.S.C. § 552(b)(7)(E), and 5 U.S.C. § 552(b)(7)(F). Exemption 5 U.S.C. § 552(b)(7)(E) provides protection to all law enforcement information which "would disclose techniques and procedures for law enforcement investigation or prosecutions, or would disclose guidelines for law enforcement, investigation or prosecutions if such disclosure could reasonably be expected to risk circumvention of the law". Exemption 5 U.S.C. § 552(b)(7)(F) which permits the withholding of information necessary to protect the physical safety of "any individual" when disclosure of information about him "could reasonably be expected to endanger his life or physical safety".

Because you may consider this to be an adverse determination, you may appeal this determination to the Office of the General Counsel of the Navy, 1000 Navy Pentagon, Washington DC 20350-1000. Your appeal, if any, must be postmarked within 60 calendar days from the date of this letter to be considered. Include a copy of this letter along with a statement indicating why you believe your appeal should be granted. Both your letter and the envelope should bear the notation "Freedom of Information Act Appeal."

Questions concerning this action may be directed to Ms. Doloras Johnson at (703) 784-2399 or via e-mail at MCBQuanticoFOIA@usmc.mil. Please reference our file number, MCCDC-2012-0105, when corresponding on this matter.

Sincerely,

S. A. PORTER
By direction of the
Commanding General